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JAMES E. T. KOSHIBA 768-0
CHARLES A. PRICE 5098-0
2600 Pauahi Tower
1001 Bishop Street
Honolulu, Hawaii 96813
Telephone No.: 523-3900
Facsimile No.: 526-9829
email: jkoshiba@koshibalaw.com
cprice@koshibalaw.com

CLERK, U.S. DISTRICT COURT
DISTRICT OF HAWAII

FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

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Attorneys for Plaintiff

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

UNITED PUBLIC WORKERS,
AFSCME, LOCAL 646, AFL-CIO,
MUTUAL AID FUND TRUST,

Plaintiffs,

vs.

GARY RODRIGUES,

Defendant.

CIVIL NO. CV03-00598 DAE LEK

EX PARTE MOTION FOR
COMMISSION TO TAKE
DEPOSITION UPON ORAL
EXAMINATION IN THE STATE
OF FLORIDA; DECLARATION OF
CHARLES A. PRICE; EXHIBIT
"A"; ORDER FOR ISSUANCE OF
COMMISSION TO TAKE
DEPOSITION UPON ORAL
EXAMINATION IN THE STATE
OF FLORIDA; COMMISSION TO
TAKE DEPOSITION UPON ORAL
EXAMINATION IN THE STATE
OF FLORIDA; CERTIFICATE OF
SERVICE

Trial Date: February 13, 2007

EX PARTE MOTION FOR COMMISSION TO TAKE
DEPOSITION UPON ORAL EXAMINATION IN THE STATE OF FLORIDA

Plaintiff UNITED PUBLIC WORKERS, AFSCME, LOCAL 646, AFL-CIO, MUTUAL AID FUND TRUST ("UPW") respectfully moves this Honorable court *ex parte* for an order directing that a commission issue out of and under the seal of said court to a certified court reporter and notary public to administer the oath and take the testimony under oath, upon oral examination, stenographically, with counsel appearing via telephone, on the date indicated below or any other date(s) agreed upon by counsel, as noted in that certain Notice of Taking Deposition Upon Oral Examination (a copy of which is attached hereto as Exhibit "A") of the following:

NAME AND ADDRESS

ALBERT HEWITT
1539 Common Way Road
Orlando, Florida 32814-6419

LOCATION/DATE AND TIME

Office Suites Plus, Conference Room
1802 North Alafaya Trail
Orlando, Florida 32826
December 14, 2006
10:00 a.m. (Hawaii time)
(3:00 p.m. Eastern time)

DATED: Honolulu, Hawaii, October 30, 2006.



JAMES E. T. KOSHIBA
CHARLES A. PRICE
Attorneys for Plaintiff